

Message Text

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DRAFTED BY USOAS:WAMOFFITT:MJ

APPROVED BY USOAS:JJJOVA

USOAS:TETAYLOR (DRAFT)

USOAS:RAPOOLE (DRAFT)

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C O N F I D E N T I A L STATE 195100

E.O. 11652: GDS

TAGS: PFOR, OAS

SUBJECT: PHASE II OF OAS SPECIAL COMMITTEE - REPORT NO. 7

REF: STATE 188007

1. BEGIN SUMMARY. HAVING EXHAUSTED TO A GREAT DEGREE EFFORTS IN GENERAL DEBATE TO CONCEPTUALIZE "RESTRUCTURING" OF INTER-AMERICAN SYSTEM (WHICH TO THE MAJORITY OF THE LATINS EQUALS A REDEFINITION OF US/LATIN AMERICAN RELATIONS FOR DEVELOPMENT RATHER THAN MERELY STRUCTURAL CHANGES), SUBCOMMITTEE I OF OAS SPECIAL COMMITTEE HAS BEGUN ARTICLE BY ARTICLE DISCUSSION OF PROPOSED CHANGES TO OAS CHARTER IN EFFORT TO APPROACH MATTER THROUGH SPECIFICS RATHER THAN GENERALITIES. AT THIS JUNCTURE, THERE IS AN INCREASING POLARIZATION BETWEEN USDEL AND MAJORITY OF LATINS OVER MATTER OF DEVELOPMENT. END SUMMARY.

2. SUBCOMMITTEE I OF OAS SPECIAL COMMITTEE HAS COMMENCED ARTICLE BY ARTICLE CONSIDERATION OF PROPOSED CHANGES TO
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OAS CHARTER AFTER HAVING HEARD NUMEROUS LA EFFORTS IN

GENERAL DEBATE SPEECHES TO CONCEPTUALIZE IA SYSTEM REFORMS (WHICH TO MAJORITY OF LA COUNTRIES SIGNIFIES REDEFINITION OF US/LATIN AMERICAN RELATIONSHIP FOR DEVELOPMENT RATHER THAN MERELY STRUCTURAL CHANGES). WHILE PERU HAS CONTINUED TO TAKE AGGRESSIVE LEAD, IT HAS RECEIVED GENERALIZED SUPPORT FROM LARGE MAJORITY OF LATINS. ON THIS "DEVELOPMENT ASPECT OF INTER-AMERICAN RELATIONS, US TENDS TO FIND

ITSELF ALONE, UNLIKE THE CASE IN POLITICAL/SECURITY AND ADMIN/STRUCTURAL AREAS WHERE US POSITION AND THAT OF VARYING NUMBERS OF LA COUNTRIES OFTEN COINCIDE. MAIN CLASH HAS COME OVER LA EFFORT TO GAIN OUR COMMITMENT FOR THEIR CONCEPT OF INTEGRAL DEVELOPMENT WHICH COULD CARRY WITH IT IMPLIED LEGALLY BINDING OBLIGATIONS ON THE US. WE IN TURN MUST AVOID LANGUAGE, EVEN IN THIS PRELIMINARY "NEGOTIATING" STAGE OF CHARTER REFORM, WHICH EXPERIENCE HAS SHOWN WILL NOT SURVIVE US CONGRESSIONAL RATIFICATION, AND WHICH WOULD, AS IN THE PAST, GIVE LA GROUNDS FOR SUBSEQUENTLY CHARGING BAD FAITH OR RENEGING ON AGREED CONCEPTS IN THE NEGOTIATING PROCESS.

3. A SEVEN-COUNTRY WORKING GROUP WHICH INCLUDED THE US PRODUCED A COMPROMISE DRAFT REVISION OF ARTICLE I, TAKING OFF FROM PERUVIAN/VENEZUELAN PROPOSAL WHICH HAD SIGNATORY STATES AFFIRMING EXISTENCE OF INTER-AMERICAN SYSTEM AS EXPRESSION OF THEIR DETERMINATION TO ENSURE PEACEFUL COEXISTENCE (ASEGURAR LA CONVIVENCIA PACIFICA) AND TO GUARANTEE THE COMPREHENSIVE DEVELOPMENT (GUARANTIZAR EL DESARROLLO INTEGRAL) OF THEIR PEOPLES." TEXT OF COMPROMISE DRAFT WHICH BLENDS LANGUAGE OF PRESENT ARTICLE AND PERUVIAN/VENEZUELAN PROPOSAL READS AS FOLLOWS:

"THE SIGNATORY STATES AGREE BY THIS CHARTER OF THE ORGANIZATION OF AMERICAN STATES TO INSTITUTIONALIZE THE INTER-AMERICAN SYSTEM AS THE EXPRESSION OF THEIR WILL TO LIVE TOGETHER IN PEACE AND TO SECURE THE INTEGRAL DEVELOPMENT (ASEGURAR EL DESARROLLO INTEGRAL) OF THEIR PEOPLES, TO ACHIEVE AN ORDER OF PEACE AND JUSTICE, TO PROMOTE THEIR SOLIDARITY, TO STRENGTHEN THEIR COLLABORATION, AND TO DEFEND THEIR SOVEREIGNTY, CONFIDENTIAL

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THEIR TERRITORIAL INTEGRITY, AND THEIR INDEPENDENCE.

4. DRAFT REVISION OMITTS REFERENCE CONTAINED IN PRESENT ARTICLE I TO RELATIONSHIP OF OAS TO UN AS THERE WAS A CONSENSUS IN THE WORKING GROUP THAT THAT MATTER SHOULD BE DEALT WITH LATER IN A SEPARATE ARTICLE.

5. WHILE DRAFT OF NEW ARTICLE I DOES APPEAR TO HAVE

WIDESPREAD SUPPORT, BOTH US AND JAMAICA EXPRESSED WRITTEN RESERVATIONS ON LANGUAGE. US RESERVED ITS POSITION ON TERM "ASEGURAR EL DESARROLLO INTEGRAL" PENDING FURTHER CLARIFICATION AND STUDY. JAMAICA WOULD PREFER WORDING THAT USES "PRESERVE" IN ADDITION TO "DEFEND."

6. US RESERVATION, AS POINTED OUT BY AMBASSADOR JOVA IN RECENT STATEMENTS BEFORE SUBCOMMITTEE I AND WORKING GROUP, IS GROUNDED IN TWO MAIN DOUBTS. WE VIEW TERM "ASEGURAR

EL DESARROLLO INTEGRAL" AS POSSIBLY CONNOTING OBLIGATION TO ACHIEVE WHAT MEMBERS OF THIS ORGANIZATION CANNOT ACHIEVE ON BEHALF OF OTHER MEMBER STATES, COMING CLOSE TO "GUARANTEE" WHICH HAD BEEN DROPPED. IF THIS IS TRUE IMPLICATION, WE COULD NOT ACCEPT IT. FURTHERMORE, AS JOVA EMPHASIZED, US HAS NO QUALMS OVER TRADITIONAL CONCEPT OF 'INTEGRAL DEVELOPMENT', I.E., BALANCED OR HARMONIOUS DEVELOPMENT INCLUDING NOT ONLY IN ECONOMIC AREAS BUT ALSO SOCIAL, EDUCATIONAL, CULTURAL, AND TECHNICAL FIELDS. HOWEVER, PROPOSALS (PERU AND OTHERS) OF SO-CALLED "NEW" CONCEPT OF INTEGRAL DEVELOPMENT (NOT YET FULLY SPELLED OUT) WHICH IMPLIES BOTH OBLIGATIONS AS WELL AS RESTRAINTS ON DEVELOPED (READ US) COUNTRIES MAKES US WANT TO TAKE A SECOND LOOK AT CONCEPT AFTER WE HAVE DISCUSSED THESE AND OTHER PROPOSALS AT A LATER TIME.

7. PERU (LLOSA) IN SOMETIMES SHARP EXCHANGES WITH JOVA STATED THAT USE OF WORD "ASEGURAR" INTENDED TO IMPLY THE ASSURING OF CONDITIONS FOR INTEGRAL DEVELOPMENT AND NOTED THAT WHILE DEVELOPING NATIONS WANT TO SECURE OR ENSURE DEVELOPEMENT, OTHERS (THE US) MERELY WANT TO "PROMOTE" IT (A US-PROPOSED MODIFICATION). VENEZUELA, A

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NEW FOUND ALLY OF PERU, WENT FURTHER TO CONCEDE THAT TERMINOLOGY FORMS PART OF CONCEPT OF "COLLECTIVE ECONOMIC SECURITY". (PERU HAS TABLED A PROPOSAL ON THIS). THUS FAR, ONLY BARBADOS HAS ECHOED OUR CONCERNS OVER USE OF WORD "ASEGURAR". KISSINGER

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